



BRINKS  
HOFER  
GILSON  
& LIONE

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: November 1, 2004 Name: Joseph F. Hetz

Signature:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Subramanian et al.

Appln. No.: 09/939,498

Filed: August 24, 2001

For: VERTICALLY STACKED FIELD  
PROGRAMMABLE NONVOLATILE  
MEMORY AND METHOD OF  
FABRICATION

Examiner: D. Vu

Art Unit: 2818

Attorney Docket No: 10519-30

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal Letter (1 page in duplicate); Response to Notice of Non-Compliant Amendment (11 pages)  
☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 44=			x \$88=	
First Presentation of Multiple Dep. Claim					+\$150=			+\$300=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Date

11/1/04

Joseph F. Hetz (Reg. No. 41,070)



2818  
Jhw

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Date of Deposit

Joseph F. Hetz - Reg. No. 41,070

Name of Applicant, Assignee or  
Registered Representative

[Signature]  
Signature

Our Case No. 10519-30

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)		
Subramanian et al.	)		
Serial No.:	)	Examiner:	D. Vu
09/939,498	)		
Filed:	)	Group Art Unit:	2818
August 24, 2001	)		
For:	)		
Vertically Stacked Field	)		
Programmable Nonvolatile	)		
Memory and Method of	)		
Fabrication	)		

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment mailed October 22, 2004,

Applicants submit the following complete listing of all of the claims.